## REQUEST for

## **NUED EXAMINATION (RCE)** TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provided for continued examination of a utility or plant application filed on or after June 8, 1995.

See the American Inventors Protection Act of 1999 (AIPA).

Application Number	10/059,235
Filing Date	January 31, 2002
First Named Inventor	Kiyoshi NAKADE
Group Art Unit	3765
Examiner Name	Robert H. Muromoto, Jr.
Attorney Docket Number	2002_0087A
Confirmation No.	6549

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

- Submission required under 37 C.F.R. § 1.114 1.
  - a. [X] Previously submitted:
    - [X] Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on June 25, 2004
    - [] Please consider the arguments in the Appeal Brief or Reply Brief previously filed on ii.
    - [] Other
  - b. [] Enclosed:
    - [] Amendment/Reply
    - [] Affidavit(s)/Declaration(s)
    - [] Information Disclosure Statement (IDS)
    - [X] Other PETITION FOR EXTENSION OF TIME + \$420.00
- 2. Miscellaneous
  - a. [] Suspension of action on the above-identified application is required under 37 C.F.R. § 1.103(c) for a period ofmonths. (period of suspension still not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).
  - b. [] Other\_
- Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.) 3.
  - a. [] The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.
    - i. [] RCE fee required under 37 C.F.R. § 1.17(e)
    - ii. [] Extension of time fee (37 C.F.R. § 1.136 and § 1.17)
    - iii. [] Other
  - b. [X] Check in the amount of \$1,190.00 enclosed

4. CORRESPONDENCE ADDRESS

CUSTOMER NO.

000513

Michael S. Huppert Registration No. 40,268

WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone:(202) 721-8200

Fax:(202) 721-8250

August 20, 2004

08/23/2004 HVUDNG1 00000075 10059235

01 FC:1801

770.00 OP

THE COMMISSIONER IS AUTHORIZED **77D CHARGE ANY DEFICIENCY IN THE ES FOR THIS PAPER TO DEPOSIT** JCOUNT NO. 23-0975